

UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

ORDER

GENERAL DOCKET NO. 2020-2

On January 21, 2020, the Court approved the following non substantive amendment to the Internal Operating Procedures following 5th Circuit Rule 35 to clarify the handling Interlocutory Orders of the Court.

NON-DISPOSITIVE ORDERS IN CASES OTHER THAN CAPITAL CASE APPEALS - THE FED. R. APP. P. COVERING REHEARINGS EN BANC DO APPLY TO INTERLOCUTORY ORDERS OF THIS COURT ISSUED PURSUANT TO FED. R. APP. P. 8. THE FILING OF A PETITION FOR REHEARING EN BANC DOES NOT OPERATE AS A STAY OF THE RULE 8 ORDER. TIMELY PETITIONS FOR REHEARING EN BANC WILL BE PROCESSED IN THE MANNER PRESCRIBED BY THE CHIEF JUDGE OR DELEGEE. THE CHIEF JUDGE OR DELEGEE MAY EXPEDITE THE EN BANC REHEARING PROCEDURE AND VOTE AS NECESSARY. IF A POLL IS TAKEN, THE RESULTS SHALL BE HANDLED IN THE SAME MANNER AS OTHER EN BANC POLLS, EXCEPT THAT RESTRICTIONS MAY BE PLACED ON THE TIMING OF ORDERS OR OPINIONS CONCERNING THE RESULTS.

IT IS SO ORDERED

Done this 5th day of March 2020.



Lyle W. Cayce
Clerk of Court

By Direction